

ASSIGNED

Serial No. 50070

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. AUG 13 1986

Returned to applicant for correction.

Corrected application filed. Map filed AUG 13 1986 under 50069

The applicant John C. Rose III

Kittridge Canyon of Elko
Street and No. or P.O. Box No. City or Town

Nevada 89801 hereby make application for permission to change the
State and Zip Code No.

Point of Diversion and Place of Use for a portion 0.10 cfs
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit #41885
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

Identify right in Decree.)

1. The source of water is Underground
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 0.10 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Domestic and Irrigation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Domestic and Irrigation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point NE 1/4 SE 1/4 of Section 35 T 35 N,
Describe as being within a 40-acre subdivision of public survey and by course and
R 55 E, MDB & M., at a point from which the SE corner of said
distance to a section corner. If on unsurveyed land, it should be stated.
Section 35 bears S 7° 58' 34" E, 2220.88 feet

6. The existing permitted point of diversion is located within NW 1/4 SE 1/4 of Section 35, T 35 N,
If point of diversion is not changed, do not answer.
R 55 E, MDB & M., at a point from which the SE corner of Said
Section 35 bears S 43° 14' 03" E, 2394.83 feet

7. Proposed place of use 4.855 Acres within the NE 1/4 SE 1/4 of Section 35,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
T 35 N, R 55 E, MDB & M.

8. Existing place of use acreage to be removed from irrigation is 4.855 acres
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
within portions of NE 1/4 SE 1/4, portions NW 1/4 SE 1/4, portions of SW 1/4 SE 1/4,
manner of use of irrigation permit, describe acreage to be removed from irrigation.
portions of SE 1/4 SE 1/4 of Section 35, T 35 N, R 55 E, MDB & M.

9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day

10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Well, Pipeline, Sprinkler System, and
State manner in which water is to be diverted, i.e. diversion structure, ditches,
Ditches
pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$15,000

13. Estimated time required to construct works 3 years

14. Estimated time required to complete the application of water to beneficial use 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Applicant will be transferring 0.90 cfs 43.695 acres to Elko

Blacksmith Shop, Inc., with the accompanying application and keeping

4.855 acres 0.10 cfs.

By s/ Alan S. Boyack

Alan S. Boyack, Agent
515 South Fifth Street
Elko, Nevada 89801

Compared is/jm is/se

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 41885 is issued subject to the terms and conditions imposed in said Permit 41885 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

No perforations shall be put in the production casing from ground level to 100 feet.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not

to exceed 0.10 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources, but not to exceed 19.42 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before January 14, 1988

Proof of completion of work shall be filed before February 14, 1988

Application of water to beneficial use shall be made on or before January 14, 1989

Proof of the application of water to beneficial use shall be filed on or before February 14, 1989

Map in support of proof of beneficial use shall be filed on or before February 14, 1989

Completion of work filed _____ IN TESTIMONY WHEREOF, I PETER G. MORROS,
State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed _____ my office, this 23rd day of January,

Cultural map filed _____

Certificate No. _____ Issued _____

A.D. 1987

Peter G. Morros
State Engineer